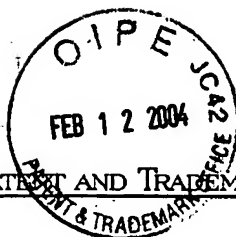




UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/620,276	07/14/2003	Glenn Sherburne	

John Vasuta, Esq.  
 Po Box 1151  
 Hudson, OH 44236

CONFIRMATION NO. 7744

## FORMALITIES LETTER



\*OC000000011022279\*

Date Mailed: 10/10/2003

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 1-14.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of \$45 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are

02/17/2004 BSAYAS11 00000021 10620276

due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$495** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$45**
  - **\$45** for 5 total claims over 20 .

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

PATENT



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : Glenn Sherburne  
FOR : FLAMELESS CANDLE  
SERIAL NO. : 10/620,276  
FILED : July 14, 2003

Hudson, Ohio 44236  
February 10, 2004

**RESPONSE**

Assistant Commissioner For Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant responds to the formalities letter of October 10, 2004 as follows.

**Remarks**

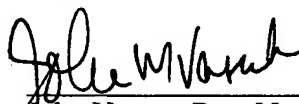
Applicant respectfully provides a check in the amount of \$385.00 for the filing fee, and also authorizes the use of deposit account no. 500471 for any other fees that are owed including all extension fees. Applicant respectfully request a two month extension of time from December 10, 2003 to February 10, 2004 and requests that such fee be charged to the above deposit account. Applicant also requests the missing parts fees be charged to the above referenced deposit account and notes an executed declaration is attached hereto.

Applicant also submits replacement drawings herewith for Figures 1-14 with each of the Figures numbered as required by the formalities letter.

Respectfully submitted,

JOHN VASUTA

Date: Feb. 10, 2004

  
John Vasuta, Reg. No. 38,353  
P.O. Box 1151, Hudson, OH 44236  
(330) 328-5657

**CERTIFICATE OF MAILING:** I hereby certify that this RESPONSE is being deposited with the U.S. Postal Service as first class mail an envelope addressed to Assistant Commissioner for Patents, PO Box 1450, Alexandria, VA 22313, on February 10, 2004.

By: 

John Vasuta